



100
JC14 Rec'd PCT/PTO 09 JAN 2002
~~0500~~

1646 PCT

PATENT
Attorney Docket No. 212653

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kobayashi et al.

Application No. 09/889,837

Filed: July 20, 2001

For: METHOD OF SUPPRESSING ONGOING
ACUTE ALLOGRAFT REJECTION

Group Art Unit: Unassigned **RECEIVED**

Examiner: Unassigned

MAR - 7 2002

TECH CENTER 1600/2900

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Pursuant to 37 CFR 1.97 and 1.98, the references listed on the enclosed Form PTO-1449 and/or Substitute Form PTO-1449 ("Form 1449") are submitted for consideration by the Examiner in the examination of the above-identified patent application.

The full consideration of the references in their entirety by the Examiner is respectfully requested and encouraged. Also, it is respectfully requested that the references be entered into the record of the present application and that the Examiner place his or her initials in the appropriate area on the enclosed Form 1449, thereby indicating the Examiner's consideration of each of the references.

The submission of the references listed on the Form 1449 is for the purpose of providing a complete record and is not a concession that the references listed thereon are prior art to the invention claimed in the patent application. The right is expressly reserved to establish an invention date earlier than the above-identified filing date in order to remove any reference submitted herewith as prior art should it be deemed appropriate to do so.

Further, the submission of the references is not to be taken as a concession that any reference represents art that is relevant or analogous to the claimed invention. Accordingly, the right to argue that any reference is not properly within the scope of prior art relevant to an examination of the claims in the above-identified application is also expressly reserved.

The Information Disclosure Statement is being filed:

- within** any one of the following time periods: (a) within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d); (b) within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 of an international application; (c) before the mailing date of a first Office Action on the merits; or (d) before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

- after** (a), (b), (c) or (d) above, but before the mailing date of a final action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and includes *one* of:
 - the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below).
 - or*
 - the fee of \$180 set forth in 37 CFR 1.17(p) (see "Fees" below).
- after** the mailing date of a final action under 37 CFR 1.113 or a Notice of Allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and on or before payment of the issue fee, and includes the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below), and the fee of \$180 as set forth in 37 CFR 1.17(p) (see "Fees" below).
- after** the mailing date of a Notice of Allowance under 37 CFR 1.311, and on or before payment of the issue fee, and **within** thirty days of receiving each item of information contained in the Information Disclosure Statement, and includes the Statement under 37 CFR 1.704(d) (see "Statement under 37 CFR 1.704(d)" below), and the fee of \$180 as set forth in 37 CFR 1.17(p) (see "Fees" below).
NOTE: This is for original applications except applications for a design patent, filed on or after May 29, 2000, wherein a paper containing only an Information Disclosure Statement in compliance with 37 CFR 1.97 and 1.98 is being filed.

Copies of the References

- Copies of the references listed on the enclosed Form 1449 are enclosed herewith. Attached to each reference not in the English language is a concise explanation of the relevance pursuant to 37 CFR 1.98(a)(3).
- A copy of the foreign search report is enclosed herewith.
- The references listed on the enclosed Form 1449 were previously identified in the parent application(s) of the present application, and copies of the references were furnished at that time. Accordingly, additional copies of the references are not submitted herewith, so as not to burden the file with duplicate copies of references. The Examiner is respectfully requested to carefully review the references in accordance with the requirements set out in the Manual of Patent Examining Procedure. In accordance with 37 CFR 1.98(d), the details of the parent application(s) relied upon for an earlier filing date under 35 USC 120 in which copies of the references were previously furnished are set out below:

RECEIVED

MAR - 7 2002

TECH CENTER 1600/2900

In re Appln. of Kobayashi et al.
Application No. 09/889,837

U.S. APPLICATIONS		Status (<i>check one</i>)		
U.S. APPLICATIONS	U.S. FILING DATE	PATENTED	PENDING	ABANDONED
1.				
2.				
3.				

Statement under 37 CFR 1.97(e)

- The **undersigned** hereby states that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the Information Disclosure Statement.
- The **undersigned** hereby states that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Statement under 37 CFR 1.704(d)

- The **undersigned** hereby states that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Fees

- No fee** is owed by the applicant(s).
- The **IDS Fee of \$180** under 37 CFR 1.17(p) is enclosed herewith.

Method of Payment of Fees

- Attached is a check in the amount of \$.
- Charge Deposit Account No. 12-1216 in the amount of \$. (A duplicate copy of this communication is enclosed for that purpose.)

Authorization to Charge Additional Fees

- If any additional fees are owed in connection with this communication, please charge Deposit Account No. 12-1216. (A duplicate copy of this communication is enclosed for that purpose.)

In re Appln. of Kobayashi et al.
Application No. 09/889,837

Instructions as to Overpayment

- Credit Account No. 12-1216.
 Refund



Carol Larcher, Reg. No. 35,243
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: October 31, 2001

In re Appln. of Kobayashi et al.
Application No. 09/889,837



RECEIVED

MAR - 7 2002

TECH CENTER 1600/2900

I hereby certify that this **INFORMATION DISCLOSURE STATEMENT** (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date: October 31, 2001

Ellen K. Maul

Please type a plus sign (+) inside this box →

Substitute for form 1449A/B/PTO				<i>Complete if Known</i>	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	09/889,837
				Filing Date	July 20, 2001
				First Named Inventor	Kobayashi et al.
				Group Art Unit	Unassigned
				Examiner Name	Unassigned
				Attorney Docket Number	212653
(Use as many sheets as necessary)					
Sheet	1	of	3		

FOREIGN PATENT DOCUMENTS

Examiner Signature		Date Considered	
-------------------------------	--	----------------------------	--

- * A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).
 - + An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).

Please type a plus sign (+) inside this box →

Substitute for form 1449A/B/PTO				Complete if Known	
				Application Number	09/889,837
				Filing Date	July 20, 2001
				First Named Inventor	Kobayashi et al.
				Group Art Unit	Unassigned
				Examiner Name	Unassigned
Sheet	2	of	3	Attorney Docket Number	212653

OTHER - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Doc. No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Translation Yes No ⁺⁺
A E		ARMITAGE et al., <u>Transplantation</u> , 52(1):164-167 (Jul. 1991)	
A F		CHEN et al., <u>J. Immunol.</u> , 147(2):528-534 (Jul. 1991)	
A G		CIANCIO et al., <u>Transplant. Proc.</u> , 27(1):812-813 (Feb. 1995)	
A H		CLIPSTONE et al., <u>Nature</u> , 357(6380):695-697 (Jun. 1992)	
A I		COHEN et al., <u>J. Immunol.</u> , 158(12):5596-5602 (Jun. 1997)	
A J		DUREZ et al., <u>J. Exp. Med.</u> , 177:551-555 (Feb. 1993)	
A K		FAULDS et al., <u>Drugs</u> , 45(6):953-1040 (Jun. 1993)	
A L		FLAMAND, <u>J. Immunol.</u> , 144(8):2875-2882 (Apr. 1990)	
A M		FUJIMURA et al., <u>Transplant. Proc.</u> , 30(4):1023-1026 (Jan. 1998)	
A N		GAWECO et al., <u>Transplant. Proc.</u> , 26(6):3111-3113 (Dec. 1994)	
A O		GAWECO et al., <u>Hepatology</u> , 20(4):2 (1994)	
A P		GO et al., <u>J. Exp. Med.</u> , 172(6):1625-1631 (Dec. 1990)	
A Q		GORCZYNSKI et al., <u>J. Immunol.</u> , 152(4):2011-2019 (Feb. 1994)	
A R		GORCZYNSKI, cite unavailable	
A S		GRANELLI-PIPERNO, <u>J. Exp. Med.</u> , 171(2):533-544 (Feb. 1990)	
A T		JAPANESE FK 506 Study Group, <u>Transplant. Proc.</u> , 23(6):3071-3074 (Dec. 1991)	
A U		JIANG et al., <u>Transplant. Proc.</u> , 31(1-2):1203-1205 (Feb./Mar. 1999)	
A V		JIANG et al., <u>Transplant. Proc.</u> , 31(5):1978-1980 (Aug. 1999)	
A W		JIANG et al., <u>Transpl. Int.</u> , 12(2):92-99 (1999)	
A X		KINO et al., <u>J. Antibiot.</u> , 40(9):1256-1265 (Sep. 1987)	
A Y		KOBAYASHI, <u>Adv. Immunosuppression</u> , 7(1):8-10 (1999)	
A Z		LANG et al., <u>Transplant. Proc.</u> , 27(1):1146-1147 (Feb. 1995)	
B A		LASKOW et al., <u>Transplant. Proc.</u> , 27(1):809-811 (Feb. 1995)	
B B		LAZARUS et al., <u>Bone Marrow Transplant.</u> , 19(6):577-600 (Mar. 1997)	
B C		LI et al., <u>Transplant. Proc.</u> , 29(1-2):1081-1082 (Feb./Mar. 1997)	
B D		LI et al., <u>7th Amer. Assoc. of Transplant. Physicians</u> , Abstract 394 (1998)	
B E		LI et al., <u>Transplant. Society XVII World Congress</u> , Oral Abstract, 417:113 (July 16, 1998)	
B F		LIAO et al., <u>Pharmacotherapy</u> , 16(3):401-408 (May/Jun. 1996)	
B G		MACATONIA et al., <u>J. Immunol.</u> , 150(9):3755-3765 (May 1993)	
B H		MORRIS R., <u>Transplant. Proc.</u> , 26(6):3272-3275 (Dec. 1994)	

Examiner Signature	.	Date Considered	
--------------------	---	-----------------	--

* A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).

+ An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).

Please type a plus sign (+) inside this box →

Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
Sheet	3	of	3	Application Number	09/889,837
				Filing Date	July 20, 2001
				First Named Inventor	Kobayashi et al.
				Group Art Unit	Unassigned
				Examiner Name	Unassigned
				Attorney Docket Number	212653

OTHER - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Doc. No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Translation
			Yes No ⁺⁺
B I		MURASE et al., <u>Transplantation</u> , 50(2):186-189 (Aug. 1990)	
B J		OCHIAI et al., <u>Transplant. Proc.</u> , 19(1 Pt 2):1284-1286 (Feb. 1987)	
B K		OCHIAI et al., <u>Transplantation</u> , 44(6):729-733 (Dec. 1987)	
B L		O'KEEFE et al., <u>Nature</u> , 357(6380):692-694 (Jun. 1992)	
B M		OROSZ et al., <u>Transplantation</u> , 63(8):1109-1117 (Apr. 1997)	
B N		PETERS et al., <u>Drugs</u> , 46(4):746-794 (Oct. 1993)	
B O		QIAN et al., <u>Transplantation</u> , 62(12):1709-1714 (Dec. 1996)	
B P		RACADOT et al., <u>Bone Marrow Transplant.</u> , 15(5):669-677 (May 1995)	
B Q		RANDALL et al., <u>Hepatology</u> , 20(4):2 (1994)	
B R		SAWADA et al., <u>J. Immunol.</u> , 139(6):1797-1803 (Sep. 1987)	
B S		SHAPIRO et al., <u>Transpl. Proc.</u> , 19:(1):594-598 (Feb. 1987)	
B T		SIGAL et al., <u>Annu. Rev. Immunol.</u> , 10:519-560 (1992)	
B U		STARZL et al., <u>Lancet</u> , 2(8670):1000-1004 (Oct. 1989)	
B V		STARZL et al., <u>JAMA</u> , 264(1):63-67 (Jul. 1990)	
B W		STEPKOWSKI et al., <u>Clin. Exp. Immunol.</u> , 108(1):63-68 (Apr. 1997)	
B X		SUTHANTHIRAN et al., <u>Kidney Int.</u> , 51(Suppl. 58):S-15 - S-21 (Mar. 1997)	
B Y		SUTHANTHIRAN, M., <u>Am. J. Med. Sci.</u> , 313(5):264-267 (May 1997)	
B Z		TARANTINO et al., <u>Transplantation</u> , 52(1):53-57 (Jul. 1991)	
C A		te VELDE et al., <u>J. Immunol.</u> , 149(12):4048-4052 (Dec. 1992)	
C B		THOMSON, <u>Immunol. Today</u> , 10(1):6-9 (Jan. 1989)	
C C		TOCCI et al., <u>J. Immunol.</u> , 143(2):718-726 (Jul. 1989)	
C D		TODO et al., <u>Transplant. Proc.</u> , 19(5 Suppl. 6):57-61 (Oct. 1987)	
C E		TODO et al., <u>Transplant. Proc.</u> , 19(5 Suppl. 6):64-67 (Oct. 1987)	
C F		TODO et al., <u>Surgery</u> , 104(2):239-249 (Aug. 1988)	
C G		TODO et al., <u>Ann. Surg.</u> , 212(3):295-305 (Sep. 1990)	
C H		TODO et al., <u>Transplantation</u> , 53(2):369-376 (Feb. 1992)	
C I		TURNER, <u>Transplantation</u> , 64(5):776-779 (Sep. 1997)	
C J		WANG et al., <u>Transplant. Proc.</u> , 23(6):2920-2922 (Dec. 1991)	
C K		WEIMER et al., <u>Transplantation</u> , 62(11):1606-1614 (Dec. 1996)	
C L		WIEDERRECHT et al., <u>Ann. NY Acad. Sci.</u> , 696:9-19 (Nov. 1993)	
C M		YOKOTA et al., <u>Transplant. Proc.</u> , 21(1 Pt 1):1066-1068 (Feb. 1989)	
C N		ZIPPERLE et al., <u>Transplant. Proc.</u> , 29(1-2):1079-1080 (Feb./Mar. 1997)	

Examiner Signature	Date Considered
--------------------	-----------------

* A concise statement of relevance is being submitted in lieu of a translation. 37 CFR 1.98(a)(3).

+ An English-language equivalent/patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).